

ORDINANCE NO. 1319

AN ORDINANCE ADOPTING THE "UNIFORM FIRE CODE," 1982 EDITION, AND THE APPENDIXES THERETO, WHICH CODE PROVIDES REGULATIONS GOVERNING THE CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE OR EXPLOSION; REPEALING SECTIONS 10-1 THROUGH 10-10 INCLUSIVE OF THE CODE OF THE CITY OF LODI AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, the City Council of the City of Lodi did on the 2nd day of May, 1984, read the title of the above entitled ordinance and did thereupon schedule a public hearing thereon for May 16, 1984 at the hour of 8:00 o'clock p.m. of said day in the Council Chambers of the City Hall, Lodi, California, in accordance with the provisions of Section 50022.1 et seq. of the Government Code; and

WHEREAS, notice of the hearing was published twice in a newspaper of general circulation in accordance with the provisions of Section 50022.3 of the Government Code as appears by the Affidavit of Publication on file therein; and

WHEREAS, at the time set for hearing no protests were received by the City Council;

NOW, THEREFORE, the City Council of the City of Lodi does ordain as follows:

Section 1. Section 10-1 through 10-10 inclusive of the Code of the City of Lodi is hereby repealed and is superceded and replaced by new sections 10-1 through 10-10 inclusive as hereinafter set forth.

Section 2. There is hereby adopted new Sections 10-1 through 10-10 of the Code of the City of Lodi to read in full as follows:

Section 10-2. Adoption.

The provisions set forth in the "Uniform Fire Code," 1982 Edition, together with the appendixes thereto, are hereby adopted as the fire prevention code of the city. The fire prevention code of the city shall apply in all matters pertaining to storage, handling and use of hazardous substances, materials and devices; and to conditions hazardous to life and property in the use or occupancy of buildings or premises within the city.

Section 10-2. Bureau of Fire Prevention.

The Uniform Fire Code shall be enforced by the bureau of fire prevention in the Fire Department of the City, which is hereby established and which shall be operated under the supervision of the Chief of the Fire Department.

Section 10-3. Definitions.

(a) Whenever the word "jurisdiction" is used in the Uniform Fire Code, it shall be held to mean the City of Lodi.

Section 10-4. Limits of districts in which storage of flammable liquids in outside above ground tanks to be prohibited.

(a) The limits referred to in section 79.501 of the Uniform Fire Code 1982 in which storage of flammable or combustible liquids in outside above ground tanks is prohibited is the entire city except in areas zoned C-M, M-1 and M-2, as such zones are defined in the zoning regulations of the city.

(b) Uniform Fire Code 1982, Section 79.1401. Add a second paragraph-
"New bulk plants for flammable or combustible liquids are prohibited in the

entire city except in the area zoned M-2 as such zone is defined in the zoning regulations of the city.

Section 10-5. Limits of districts in which bulk storage of liquefied petroleum gases to be restricted.

The limits referred to in section 82.105 of the Uniform Fire Code, 1982, in which bulk storage of liquefied petroleum gas is restricted, is the entire city except in areas zoned M-2 as such zone is defined in the zoning regulations of the city.

Section 10-6. Limits of districts in which storage of explosives or blasting agents to be prohibited.

The limits referred to in section 77.106(b) of the Uniform Fire Code, 1982, in which storage of explosives and blasting agents is prohibited, are hereby established as follows: The entire city except in areas zoned M-2 as such zone is defined in the zoning regulations of the city.

Section 10-7. Repealed by Ordinance No. 1034.1.

Section 10-8. Appeals.

Whenever the Chief of the Fire Department shall disapprove an application or refuse to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief of the Fire Department to the City Manager within thirty days from the date of the decision appealed.

Section 10-9. New materials, processes or occupancies which may require permits.

The City Manager, or Chief of the Fire Department and Chief of the Bureau of Fire Prevention shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies, which shall require permits, in addition to those now enumerated in the code. The Chief of the Bureau of the Fire Prevention shall post such list in a conspicuous place in his office, and distribute copies thereof to interested persons.

Section 10-10. Penalties. Section 1-7 of this Code shall be applicable for any and all violations of the provisions of this chapter.

Section 3. This ordinance shall be published one time in the "Lodi News Sentinel," a newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days after its passage.

Approved this 6th day of June, 1984

Mayor

Attest:

Alice M Reimche
City Clerk

State of California
County of San Joaquin, ss.

I, Alice M. Reimche, City Clerk of the City of Lodi,
do hereby certify that Ordinance No. 1319 was introduced

at a regular meeting of the City Council of the City of Lodi held May 16, 1984 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held June 6, 1984, by the following vote:

Ayes: Council ~~Members~~ - Hinchman, Reid, and Snider (Mayor)

Noes: Council ~~Members~~ - None

Absent: Council ~~Members~~ - Olson and Pinkerton

Abstain: Council ~~Members~~ - None

I further certify that Ordinance No. 1319 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

Alice M. Reimche
City Clerk

Approved as to form

Ronald M. Stein
City Attorney